

Ronald L. Richman, SBN 139189  
Susan J. Olson, SBN 152467  
BULLIVANT HOUSER BAILEY PC  
601 California Street, Suite 1800  
San Francisco, California 94108  
Telephone: 415.352.2700  
Facsimile: 415.352.2701  
E-Mail: ron.richman@bullivant.com  
E-Mail: susan.olson@bullivant.com

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

BOARD OF TRUSTEES OF THE  
LABORERS HEALTH AND WELFARE  
TRUST FUND FOR NORTHERN  
CALIFORNIA; BOARD OF TRUSTEES OF  
THE LABORERS VACATION-HOLIDAY  
TRUST FUND FOR NORTHERN  
CALIFORNIA; BOARD OF TRUSTEES OF  
THE LABORERS PENSION TRUST FUND  
FOR NORTHERN CALIFORNIA; and  
BOARD OF TRUSTEES OF THE  
LABORERS TRAINING AND RETRAINING  
TRUST FUND FOR NORTHERN  
CALIFORNIA,

Plaintiffs,

v.

KURT ALBIN ERNST,

Defendant.

Case No.: CV 08 0355 PJH

**STIPULATION FOR DISMISSAL WITH  
PREJUDICE; ORDER THEREON**

**STIPULATION**

IT IS HEREBY STIPULATED by and between Plaintiffs and Defendant Kurt Albin Ernst, through their respective counsel, that pursuant to the terms and conditions of the Settlement Agreement and Release entered into between the parties, this case be dismissed, with prejudice.

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DATED: August 17, 2009

BULLIVANT HOUSER BAILEY PC

By /s/  
Ronald L. Richman

Attorneys for Plaintiffs Laborers Trust Funds

DATED: August 17, 2009

By /s/  
Kenneth D. Robin

Attorneys for Defendant Kurt Albin Ernst

## ORDER

Pursuant to Stipulation by the parties and good cause appearing, it is hereby Ordered that this case is dismissed with prejudice.

DATED: August 18, 2009

By UNITED STATES DISTRICT COURT  
UNITED STATES DISTRICT COURT  
IT IS SO ORDERED  
WILTON  
COURT JUDGE

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